THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.10240 of 2004

Dated : 16.11.2007

Between:

Prasanthi Educational Cultural & Welfare Association,
(A society registered under Societies Registration Act
Regd.No.3/1984) rep., by its President and Correspondent
Smt.K.Mary Hosanna.

..... PETITIONER

And:

The Secretary to Government of India,
Ministry of Rural Development,
Krishi Bhavan, New Delhi and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE GOPALA KRISHNA TAMADA

WRIT PETITION No.10240 of 2004

ORDER:

Petitioner, which is an association registered under the Societies Registration Act, filed this writ petition for issuance of a Writ of Mandamus declaring the action of the respondents in placing the petitioner under complaint category without duly giving opportunity to the petitioner as arbitrary and illegal and consequently direct the respondents to remove the petitioner from and out of complaint category, and for a further direction to release the balance of funds i.e, second

instalment forthwith.

It may not be necessary to refer to various facts mentioned by the petitioner in the light of the counter-affidavit filed by the third respondent on behalf of all the respondents. It is stated in the counter-affidavit that the Member Convener addressed a letter to the Deputy Director General, Council for Advancement of People's Action and Rural Technology, on 29.04.2002 clearly mentioning that there is nothing adverse against the petitioner association and it is also suggested that the association may kindly be removed from the complaint category, if it is still maintained. In the light of the said letter, this Court is of the view that the respondents may pass appropriate orders in accordance with law within a period of four weeks from the date of receipt of a copy of this order, taking into consideration the said letter dated 29.04.2002.

Subject to the above direction, the writ petition is disposed of. There shall be no order as to costs.

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16.11.2007

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